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April 26, 2005

#### VIA OVERNIGHT DELIVERY

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> Ms. Sharla Dıllon Dockets and Records Department Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, TN 37243-0505

> > Notice of Election by KMC Data LLC of the Interconnection Agreement

between BellSouth and Level 3 Communications, LLC

Docket No. 05-00067

Dear Ms. Dillon:

On behalf of KMC Data LLC ("KMC Data"), enclosed for filing with the Tennessee Regulatory Authority ("TRA") are an original and 13 copies of KMC Data's response to the TRA's April 13, 2005 letter. In that letter, the TRA requested responses to questions related to KMC Data's adoption of the interconnection agreement between BellSouth and Level 3 Communications, LLC.

Also enclosed is a duplicate of this filing and a postage-paid, self addressed envelope. Kindly date-stamp the duplicate and return it in the enclosed envelope.

Please contact me at (202) 955-9886 if you have any questions regarding this filing.

Respectfully submitted,

Counsel to KMC Data LLC

**Enclosures** 

## **ORIGINAL**

# Before the Tennessee Regulatory Authority

Notice of Election by KMC Data LLC of the	)	
Interconnection Agreement between BellSouth and	)	Docket No. 05-00067
Level 3 Communications, LLC	)	

### KMC Data LLC Responses to the April 13, 2005 Letter from the Tennessee Regulatory Authority

- Q-1 According to the most recent information provided by the Tennessee Secretary of State, the Certificate of Authority of KMC Data LLC to transact business in Tennessee has been revoked by the Tennessee Department of Revenue. Please provide details and plans, if any, for recertification.
- A. KMC Data was not aware that its Certificate of Authority to transact business in Tennessee had been revoked. KMC Data will work with the Tennessee Department of Revenue to determine and correct the cause of the revocation.
- Q-2 Is KMC Data LLC currently providing telecommunications services pursuant to an interconnection Agreement with BellSouth in Tennessee? If so, provide the Docket number of the Agreement that you are presently operating under and when it was approved by the Authority.
- A. KMC Data does not currently have an interconnection agreement with BellSouth, or any other incumbent local exchange carrier in Tennessee
- Q-3 Does KMC Data LLC presently have any customers in Tennessee? If so, why is KMC Data LLC not reporting lines-in-service on the TRA monthly Wireline Activity Report?
- A. KMC Data has no customers in Tennessee. KMC Data would like to establish its operations by securing interconnection agreements with other carriers and then offering services to consumers in Tennessee.